THE HONOURABLE SRI JUSTICE N.V.RAMANA

W. P.No.12167 of 2007

Dated:14.06.2007

Between:

P. Raghava Rao.

…..PETITIONER

AND

The Managing Director, Tourism House, A.P.Tourism Development Corporation, Himayatnagar, Hyderabad.

….RESPONDENT.

THE HONOURABLE SRI JUSTICE N.V.RAMANA

W. P.No.12167 of 2007

ORDER:

Questioning the action of the respondent in not promoting the petitioner as Supervisor in the existing vacancies as per G.O.Ms.No.5, dated 14.02.2003, as illegal and arbitrary.

2. The petitioner, who belongs to SC Community, was appointed as Boat Driver in the respondent-Corporation on 01.02.2002. While so, the Government issued G.O.Ms.No.5 dated 14.02.2003 for rule of reservation in promotion in favour of SC and ST's under Article 16(4-A) of the Constitution of India. The respondent-Corporation, without following the rule position, overlooked the case of the petitioner for promotion by promoting another person from the post of General Helper-Grade II to the post of Junior Assistant. Aggrieved by the same, he filed W.P.No.14750 of 2005 and the same was disposed of with a direction to the respondent to consider his case for promotion to the post of Supervisor in terms of G.O.Ms.No.5 dated 14.02.2003. Thereafter, the respondent issued proceedings dated 08.02.2006 stating that he has not completed five years of service and as and

when vacancy arises, his case will be considered. The petitioner states that as on today, there are two vacancies of Supervisors in the respondent-Corporation and as he has completed five years of service by 31.01.2007, he made a representation dated 16.01.2007 to the respondent seeking promotion as Supervisor as per G.O.Ms.No.5 dated 14.02.2003, but so far no orders thereon have been passed by the respondent-Corporation. Hence, he filed the present writ petition.

3. Since the representation dated 16.01.2007 of the petitioner is said to be pending consideration before the respondent-Corporation, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with the following directions:

The respondent is directed to consider the representation dated 16.01.2007 of the petitioner and pass appropriate orders thereon in accordance with law, expeditiously.

Accordingly, the Writ Petition is disposed of. No costs.

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N.V. RAMANA, J

Date:14.06.2007.

sj